

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1004 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 6-8.1-1-9 IS ADDED TO THE INDIANA CODE
- 4 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE
- 5 JULY 1, 2005]: **Sec. 9. "Political subdivision" has the meaning set**
- 6 **forth in IC 36-1-2-13."**
- 7 Page 5, between lines 8 and 9, begin a new paragraph and insert:
- 8 "SECTION 5. IC 6-8.1-10-13 IS ADDED TO THE INDIANA
- 9 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 10 [EFFECTIVE JULY 1, 2005]: **Sec. 13. (a) Except as provided in**
- 11 **subsection (b), all penalties and interest imposed under this chapter**
- 12 **and received by the department shall be retained by the state.**
- 13 **(b) The department shall transfer penalties and interest received**
- 14 **by the department for a listed tax that is:**
- 15 **(1) imposed by a political subdivision; or**
- 16 **(2) required by law to be distributed to a political subdivision;**
- 17 **to the treasurer of state for deposit in the account established under**
- 18 **section 14 of this chapter for the political subdivision.**
- 19 SECTION 6. IC 6-8.1-10-14 IS ADDED TO THE INDIANA
- 20 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
- 21 [EFFECTIVE JULY 1, 2005]: **Sec. 14. (a) The treasurer of state shall**
- 22 **establish a separate account within the state general fund for each**
- 23 **political subdivision that:**
- 24 **(1) imposes a listed tax; or**
- 25 **(2) is entitled to a distribution of the proceeds of a listed tax.**

1       **(b) The treasurer of state shall deposit all penalties and interest**  
2       **transferred under section 13(b) of this chapter in the account of the**  
3       **appropriate political subdivision.**

4       **(c) The treasurer of state shall distribute the money deposited in**  
5       **a political subdivision's account in the preceding calendar year to**  
6       **the political subdivision before January 15.**

7       SECTION 7. [EFFECTIVE JULY 1, 2005] **IC 6-8.1-10-13 and**  
8       **IC 6-8.1-10-14, both as added by this act, apply to penalties and**  
9       **interest received by the department of state revenue after June 30,**  
10       **2005."**

11       Renumber all SECTIONS consecutively.

(Reference is to HB 1004 as printed January 7, 2005.)

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Representative Crawford